

Mail Stop Patent Application
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

NEW APPLICATION FOR TRANSMITTAL

Transmitted herewith for filing is the patent application of the following Inventor(s):
Eric J. BENJAMIN, Reinhardt B. BAUDY, and Michael R. BRANDT;

For: **PHARMACEUTICAL COMPOSITIONS FOR INTRANASAL ADMINISTRATION OF
[2-(8,9-DIOXO-2,6-DIAZABICYCLO[5.2.0]NON-1(7)-EN-2-YL)ALKYL] PHOSPHONIC
ACID AND DERIVATIVES AND METHODS OF USE THEREOF.**

1. Papers enclosed which are required for a filing date under 35 CFR 1.53(b):

- ☒ Pages of specification – 33 pages
- ☐ Sequence Listing – pages on:
 - ☐ CD Rom or CD-R (2 copies); or
 - ☐ paper
- ☒ Pages of claims – 12 pages
- ☒ Page(s) of abstract – 1 pages
- ☒ Sheets of drawing – 1 pages
 - ☒ Formal
 - ☐ Informal

2. Additional papers enclosed

- ☒ Information Disclosure Statement
- ☒ Form PTO-1449
- ☒ Citations – Listed on Form PTO 1449
- ☐ Declaration of Biological Deposit
- ☐ Computer Readable Form of Sequence Listing
- ☐ Declaration Under 37 CFR 1.821(f)
- ☒ Application Data Sheet
- ☐ Other:

3. Declaration

- ☐ Enclosed and executed by all inventor(s)
- ☒ Enclosed and not executed by all inventor(s)

CERTIFICATE OF MAILING 37 CFR §1.10

I hereby certify that this paper and the documents referred to as enclosed therein are being deposited with the United States Postal Service on the date written below in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number EU947816431US addressed to the Mail Stop Patent Application, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

April 7, 2004
Date

Paula L. Dickey
Paula L. Dickey

4. Assignment

An assignment of the invention to:

Wyeth
Five Giralda Farms
Madison, New Jersey 07940

- ☐ was made in the prior application and recorded in PTO on _____, Reel _____, Frame _____.
- ☐ is attached under separate Recordation Form Cover Sheet.
- ☒ will follow.

5. Filing Fee Calculation

CLAIMS FEE				
(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA x RATE		(4) BASIC FEE
				\$770.00
TOTAL CLAIMS	56	36	x \$ 18.00	648.00
INDEPENDENT CLAIMS	4	1	x \$ 86.00	86.00
MULTIPLE DEPENDENCY FEE			\$ 290.00	
		Total Filing Fee:		\$1504.00

6. Method of Payment of Fees:

Charge Deposit Account No. 01-1425 in the amount of \$1504.00.
A duplicate of this transmittal is attached.

7. Instructions as to Overpayment:

Credit any overpayment to Deposit Account No. 01-1425.

8. General Authorization:

During the pendency of this application treat any reply requiring a petition for extension of time for its timely submission as containing a request therefore for the appropriate length of time. The Commissioner is hereby authorized to charge all required extension of time fees during the entire pendency of this application to Deposit Account No. 01-1425.

9. Authorization to Charge Additional Fees

- ☒ The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Deposit Account No. 01-1425
- ☒ 37 CFR 1.16(a), (f), or (g) filing fees
- ☒ 37 CFR 1.16(b), (c), and (d) presentation of extra claims
- ☒ 37 CFR 1.16(e) surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application.
- ☒ 37 CFR 1.17 application processing fees

10. Relate back (35 USC 119(e))

- ☐ This application claims priority from copending provisional application(s) number 60/ filed on

11. REQUEST AND CERTIFICATION UNDER 35 U.S.C 122(b)(2)(B)(i).

- ☐ A request not to publish this application and certification under 35 U.S.C. 122(b)(2)(B)(i) is attached.

12. Correspondence Address and Telephone Number

SEND CORRESPONDENCE TO:

Customer Number: 25291

DIRECT ALL TELEPHONE CALLS TO:

Name: Kimberly R. Hild

Tel. No. (484) 865 8610

13. ☒ Return Receipt Postcard is attached.

Kimberly R. Hild
Kimberly R. Hild
Attorney for Applicants
Reg. No. 39,224

Wyeth
Patent Law Department
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